

30 August 1979

MEMORANDUM FOR THE RECORD

STATINTL

FROM: [REDACTED]  
Chief, CSG

SUBJECT: National Disclosure Policy

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1. In June 1979 Mr. Duncan Deputy Secretary of Defense proposed to the National Security Council that they undertake a review of current policies on release of US classified material to our foreign allies. Limited at the present time to issues of release of military, the proposal sought consideration for a wider disclosure and release policy which would include intelligence. In spite of considerable expressions of concern about potential loss of control over foreign release of intelligence, the DCI agreed to the idea of a review by the NSC. [REDACTED]

2. In July 1979 the NSC said they thought the established NDPC mechanism rather than a new NSC organization should do the study. Secretary Duncan assigned the task to his Deputy Under Secretary of Defense (Policy Review), Admiral Murphy, who in turn tasked Arthur Van Cook as Chairman NDPC to carry out the review. At the 23 August meeting of the NDPC, Van Cook established a working group under Britt Snider, Director for Counterintelligence and Security (Adm Murphy's office) as chairman and asked for representation from DCI, CIA, Army, Navy, Air Force, DIA, NSA, OJCS and State. [REDACTED]

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3. [ ] has informed us that the DCI will have Ambassador Steigman represent him in his Community hat and [ ] will represent the Admiral as Director of the Central Agency. [ ]

4. Discussions and debates may be lively and some of the contentious points are already surfacing in connection with interpretation of the DCI's authority for approving foreign dissemination of intelligence. [ ]

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5. The Security Committee as well as COMIREX and the SIGINT Committee will have a role in advising Ambassador Steigman. The initial areas of interest may relate to an effort to come up with means to make or identify NFI material so it can be separated from US classified Defense material, a possible compromise on some material that could be considered both, an understanding of the "Negative Presumption", acceptance of the concept that NFI marked NOFORN has already been reviewed and decision made that it is not to be released, and development of a clear role for the various DCI Committees in view of their respective charters as they relate to release issues.

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6. Action Assignment: This task is assigned to [ ] with assistance and support as applicable from others in the CSG.

Reports are to be made at the montly meeting of SECOM and at any time events warrant.

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cc:

[ ]

[ ]

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23 August 1979  
NDPC Meeting

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Van Cook

[REDACTED]

Wants policy based on  
EO 12065 (National Security Information 1978)  
and NSDM 119 (Disclosure of Classified  
US Military Information to Foreign Govern-  
ments and International Organizations)  
which changes classifying officials to  
determine what foreign dissem will be  
given to classified material under their  
cognizance. DCI's authority would be  
recognized for IS&M.

Wants the Working Group to define  
"National intelligence" and  
intelligence S&M with attention to  
identifying military intel products  
over which services have proprietary  
interest and rights.

EO 12036 must be considered since it is  
latest word on intel arrangements with  
foreign countries and dissemination of  
intelligence.

EO 12036 specifically vest foreign dissem  
approval authority for intelligence  
in the DCI.

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DCI to be represented as Chairman PRC(I)  
by Ambassador Steigman and also as head of  
CIA by [REDACTED]

DoD and services to provide main inputs on  
disclosure of US classified military  
intel - other than intelligence.